

UNITED STATES OF AMERICA,

v.

ANTOINE RYAN MORGAN,

Defendant.

Counsel for the Defendant (Peter Adolf) and for the Government (Kevin Zolot) both concurred regarding the need for continued treatment and evaluation at a hearing conducted by the undersigned on March 20, 2007.

NOW THEREFORE, IT IS ORDERED:

1. The Defendant is committed to the custody of the Attorney General, pursuant to 18 U.S.C. § 4241(d), for treatment in a suitable facility and for further evaluation to determine whether the Defendant can attain, or has attained, competency to proceed.
2. The custodial treatment and evaluation described above shall be “for a reasonable time,

not to exceed four months,” as provided in 18 U.S.C. § 4241(d)(1); and “for an additional reasonable period of time” if the evaluator(s) conclude at the end of said period that the Defendant has not yet attained competency but there is “a substantial probability that within such additional period of time he will attain the capacity to permit the trial to proceed,” as provided by § 4241(d)(2)(A).

3. The Court makes a nonbinding recommendation that the treatment/evaluation be conducted at FCI Butner, for two reasons: (a) the Defendant’s family, including his mother (who was present at the March 20, 2007 hearing), would like to be able to visit him; and (b) the Defendant is frightened of flying, which would be necessary were the treatment/evaluation conducted at a more remote facility.

4. The Clerk is directed to send copies of this Order to defense counsel (Peter Adolf); the U.S. Attorney’s Office (Kevin Zolot); the U.S. Marshal; and to the Honorable Robert J. Conrad, Jr.

SO ORDERED.

Signed: March 20, 2007

Carl Horn, III

Carl Horn, III
United States Magistrate Judge

